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10/069,150	02/21/2002		Chun-Yang Lee	BPA-3	1758
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Ying Tuo				EXAMINER	
10 Shaniko CMN P O Box 14158				HENDERSON, MARK T	
Fremont, CA 94539			ART UNIT	PAPER NUMBER	
				3722	
				DATE MAILED: 07/30/2003	9

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner Art Unit Mark T Henderson 3722 Ashiption Ashipti			<u>u</u>					
## Defice Action Summary Examiner		Application No.	Applicant(s)					
Mark T Henderson 3722	Office Action Commons	10/069,150	LEE, CHUN-YANG					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ③ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extracions of ear may be available used the proteines of JCER 1.13(a), in no event, however, may a raphy be timely flied if the period for reply specified above is less than flicty (30) along, as negly within the statistic reply in the period for reply specified above is less than flicty (30) along, as negly within the statistic reply in the period for reply specified above. The maintain canabise period vill agric and vill agric 1.13(a). If No period for reply specified above is less than flicty (30) along, as negly within the scalar reply that the source extended period for reply will, by statistic period vill agric within the source and period of the communication. Final period for reply specified above, the maintain can be application to become ABANCONED (30 U.S.C. § 133). as a specified and accordance with the practice of the communication, exert fluxly flict, may reduce a may search advantage and a specified to be communication. This action is FINAL. 2b This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parts Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.2 and 6.8 is/are perioded. 5 Claim(s) 1.2 and 6.8 is/are rejected. 7 Claim(s) 1.2 and 6 is/are rejected. 7 Claim(s) 1.2 and 6 is/are rejected to the specified or by claims and the specified and the	Office Action Summary	Examiner	Art Unit					
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.35(a). In no event, however, may a reply be timely filed. Extensions of time may be available under the provisions of 37 CFR 1.35(a). In no event, however, may a reply be timely filed. Extensions of time may be available under the provisions of 37 CFR 1.35(a). In no event, however, may a reply be timely filed. Extensions of time may be available under the provisions of 37 CFR 1.35(a). In a vent, however, may a reply be timely filed. Extensions of time may be available under the provisions of 37 CFR 1.35(a). In a vent, however, may a reply be timely filed. Extensions of time may be available under the provision of the statutor minimum of thing (30) days will be considered timely. Extensions of the provision of the provision of the statutor minimum of thing (30) days will be considered timely. Any reply revised by the Office but then here mention after the mailing date of this communication. 1 Status 1) Separation that the provision of the statutor mailing date of this communication, even if limitly filed, may reduce any commendation that the provision of the statutor may reduce any commendation that the provision of the statutor mailing date of this communication. 2 Status 1) Separation this application is in condition for allowance except for formal matters, prosecution as to the mentis is closed in accordance with the practice under Experie Queyle, 1935 C.D. 11, 453 O.G. 213. Disposition of Clalims 4) Claim(s)								
THE MAILING DATE OF THIS COMMUNICATION. Extracions of time may be available under the provides of 32 PCR 1.15(d). In no event, however, may a reply be timely filed offer SX (8) MONTHS from the mailing date of this communication. **Notice of the mail of the control of the communication.** **Notice of the mail of the control of the communication.** **Notice of the mail of the control of the communication.** **Notice of the control of the control of the communication.** **Notice of the control		ears on the cover sheet with the C	correspondence address					
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U.S. Patent and Trademark Office PTO-326 (Rev. 04-01)

Art Unit: 3722

DETAILED ACTION

Faxing of Responses to Office Actions

In order to reduce pendency and avoid potential delays, TC 3700 is encouraging FAXing of responses to Office Actions directly into the Group at (703)872-9302 (Official) and (703)872-9303 (for After Finals). This practice may be used for filing papers which require a fee by applicants who authorize charges to a PTO deposit account. Please identify the examiner and art unit at the top of your cover sheet. Papers submitted via FAX into TC 3700 will be promptly forwarded to the examiner.

1. Claims 1 and 6 have been amended for further examination. Claims 3-5, 9 and 10 have been deleted.

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Response to Amendment

2. Applicant's request for reconsideration of the finality of the rejection of the last Office action is persuasive and, therefore, the finality of that action is withdrawn.

3. The indicated allowability of claim 3 is withdrawn in view of the newly discovered reference(s). Amended claim 1 which contains original claim 3 limitations, and dependent claims 2 and 6 are hereby rejected based on the newly cited reference(s) as follows.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 4. Claims 1, 2 and 6 are rejected under 35 U.S.C. 102(b) as being anticipated by Machnikowski (4,024,832).

Machnikowski discloses in Fig. 1-5, a bookmark comprising: a bookmark body (58, 62, 45, 40) having a body surface (64a) that is bendable (seen in Fig. 5) and can include parallel

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folding lines (48, in Fig. 3) or a groove (42, in Fig. 2); wherein the body also has a protection surface (66a) on which a bookmark clip (68) is mounted; wherein the body also has a folding sheet (64) <u>capable</u> of being inserted into inner pages of a book; wherein the bookmark clip can have a width substantially equal to the body (Col. 5, lines 11-14) and is adhesively mounted on the bookmark body (Col. 4, lines 11-14, and Col. 5, lines 6-8); and wherein the bookmark clip is made of plastic, metal or other resilient material (Col. 5, lines 8-11).

Allowable Subject Matter

5. Claims 7 and 8 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

6. Applicant's arguments with respect to claims 1, 2, and 6-8 have been considered but are most in view of the new ground(s) of rejection.

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Prior Art References

The prior art references listed in the attached PTO-892, but not used in a rejection of the

claims, are cited for (their/its) structure. Domingo, Matsumoto et al, and Sweet disclose similar

bookmarks.

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should

be directed to Mark T. Henderson whose telephone number is (703)305-0189. The examiner can

be reached on Monday - Friday from 7:30 AM to 3:45 PM. If attempts to reach the examiner by

telephone are unsuccessful, the examiner supervisor, A. L. Wellington, can be reached on

(703) 308-2159. The fax number for TC 3700 is (703)-872-9302. Any inquiry of a general

nature or relating to the status of this application or proceeding should be directed to the TC 3700

receptionist whose telephone number is (703)308-1148.

MTH

July 25, 2003

A. L. WELLINGTON

SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 3700